IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

1754 Application of : Brodka-Pfeiffer, K. et al) Art Unit:) Examiner: To be assigned U.S. Appln. No. : 10/617,546 Confirmation No.: 4289 U.S. Filing Date: July 10, 2003 Title of Invention: Process For Providing A Stable Crystalline Form Of Salbutamol Attny. Docket No.: 1/1367 Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450 February 19, 2004 TRANSMITTAL LETTER FOR INFORMATION DISCLOSURE STATEMENT Sir: Transmitted herewith concerning the subject application is an Information Disclosure Statement (Form 1449A/B) under 37 C.F.R. §§1.56 and 1.97, as more specifically described hereinbelow. This Statement is being filed: i) within three (3) months of the filing \boxtimes 1.97(b). date of a national application other than a continued prosecution application under 33 C.F.R. §1.53 (d); ii) within three (3) months of the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in an international application; iii) before the mailing of a first Office action on the merits; or iv) before the mailing of a first Office action after the filing of a request for continued examination under 37 C.F.R. §1.114.

1.97(c). This Statement is being filed after the time period specified in 37 C.F.R. §1.97(b), but before the mailing date of: i) a final action under 37 C.F.R. §1.113, ii) a notice of allowance under 37 C.F.R. §1.311, or iii) an action that otherwise closes prosecution in the application. This Statement is being accompanied by:

A statement as specified in 37 C.F.R. §1.97(e) [see below]; or
The fee set forth in 37 C.F.R. §1.17(p).

The Commissioner is hereby authorized to charge payment of the \$180.00 fee set forth in 37 C.F.R. §1.17(p) to Deposit Account No.

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Triplicate copies of this form are enclosed.

Respectfully submitted,

Alan R. Stempel

Attorney for Applicant(s)

Reg. No. 28,991

Patent Department Boehringer Ingelheim Corp. 900 Ridgebury Road, P.O. Box 368 Ridgefield, CT 06877

Tel: (203) 798-4868 Date: February 19, 2004 Certificate of Mailing

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PTO/SB/08a (08-03)

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

	mplete if Known	1
Application Number	10/617,546	_
Filing Date	July 10, 2003	
First Named Inventor	Brodka-Pfeiffer, K. et al	
Art Unit	1754	
Examiner Name	To be assigned	
Attorney Docket Number	1/1367	7

(Use as many sheets as necessary)
Sheet 1 of

Substitute for form 1449A/PTO

U. S. PATENT DOCUMENTS Cite Publication Date Examiner Document Number Name of Patentee or Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear Initials* Applicant of Cited Document Number-Kind Code^{2 (# known)} ^{US-}5,874,063 02/23/1999 Lars-Erik Briggner et al US-US-ÜS-US-US-US-US-บร-US-US-US-US-US-US-US-

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	FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Foreign Patent Document Country Code ³ 'Number ⁴ 'Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T€	
		WO 95/05805	03/02/1995	Astra Aktiebolag			

Examiner	Date	
Signature	Considered	
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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Substitute for form 1449B/PTO					Complete if Known
				Application Number	10/617,546
INFO	RMATION DI	SCLO	SURE	Filing Date .	July 10, 2003
STATEMENT BY APPLICANT			CANT	First Named Inventor	Brodka-Pfeiffer, K. et al
				Art Unit	1754
(Use as many sheets as necessary)				Examiner Name	To be assigned
Sheet	2	of	2	Attorney Docket Number	1/1367

NON PATENT LITERATURE DOCUMENTS					
Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²		
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